

Message Text

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61
ACTION ARA-20

INFO OCT-01 IO-14 ISO-00 AGR-20 CEA-02 CIAE-00 DODE-00

EB-11 FRB-02 H-03 INR-10 INT-08 L-03 LAB-06 NSAE-00

NSC-10 PA-04 RSC-01 AID-20 CIEP-02 SS-20 STR-08

TAR-02 TRSE-00 USIA-15 PRS-01 SPC-03 OMB-01 DRC-01

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R 021816Z NOV 73
FM AMEMBASSY BUENOS AIRES
TO SECSTATE WASHDC 4136
INFO USDOC WASHDC
US MISSION GENEVA 282
AMEMBASSY MONTEVIDEO

UNCLAS BUENOS AIRES 7983

E.O. 11652: N/A
TAGS: ETRD, AR.
SUBJECT: NEW LAW ON ARGENTINE TRADE POLICY.

1. CHAMBER OF DEPUTIES HAS JUST PASSED "LAW FOR DEFENSE OF NATIONAL LABOR AND PRODUCTION" WHICH HAD PREVIOUSLY BEEN PASSED BY THE SENATE. LAW WILL BECOME EFFECTIVE WHEN PUBLISHED IN OFFICIAL GAZETTE (BOLETIN OFICIAL).

2. NEW LAW EMBODIES PROTECTIONIST PHILOSOPHY OF NEW GOVERNMENT REGARDING FOREIGN TRADE AND SETS FORTH IN GENERAL TERMS DEVICES BY WHICH THIS PHILOSOPHY WILL BE PUT INTO PRACTICE. IT CONTAINS NO REAL SURPRISES AND NO SIGNIFICANT DEPARTURES FROM TRADE POLICY PRACTICED DURING LAST THREE YEARS (SINCE ADVENT OF LEVINGTON-FERRER REGIME). THIS LAW MAINLY CODIFIES POLICIES PREVIOUSLY FOUND IN A NUMBER OF LAWS, DECREES, MINISTERIAL RESOLUTIONS UNCLASSIFIED

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AND PRACTICES.

3. SOME OF THE MORE IMPORTANT PROVISIONS ARE AS FOLLOWS:

- A) PERMITS EXECUTIVE TO FIX OR RAISE IMPORT DUTIES IN ORDER TO GIVE "ADEQUATE PROTECTION" TO NATIONAL PRODUCTION "ESPECIALLY BY ENTERPRISES OF NATIONAL CAPITAL";
- B) AUTHORIZES EXECUTIVE TO "SUSPEND (I.E. PROHIBIT) IMPORTS FOR BALANCE OF PAYMENTS REASONS OR FOR MAINTENANCE OF DOMESTIC LEVEL OF ECONOMIC ACTIVITY;
- C) ESTABLISHES SYSTEM OF IMPORT LICENSES (IMPORT LICENSES HAVE BEEN IN USE FOR SOME TIME, BUT HAVE NOT BEEN CALLED IMPORT LICENSES).
- D) PROVIDES FOR ESTABLISHING MINIMUM OR INDEX PRICES FOR BOTH IMPORTS AND EXPORTS. OFFICIAL IMPORT PRICES ARE TO BE FIXED TAKING INTO ACCOUNT MANY FACTORS OTHER THAN THOSE PROVIDED BY GATT. ARTICLE VII AND BRUSSELS STANDARD OF VALUE, INCLUDING "EXISTENCE OF NATIONAL PRODUCTION COMPETITIVE WITH, OR SUBSTITUTABLE FOR IMPORTS", AND WHETHER SUCH PRODUCTION IS BY FIRMS OF NATIONAL OR FOREIGN CAPITAL.
- E) ABOLISHES ALL SPECIAL REGIMES OR TREATMENTS UNDER WHICH GOODS HAVE PREVIOUSLY BEEN IMPORTED DUTY FREE OR AT REDUCED RATES, INCLUDING SPECIAL INDUSTRIAL PROMOTION SCHEMES FOR COMPARATIVELY LESS DEVELOPED REGIONS, SPECIAL REGIMES FOR STATE AGENCIES AND ENTERPRISES, ETC. THIS WILL NOT AFFECT SPECIFIC PROJECTS WHICH HAVE ALREADY BEEN STARTED.
- F) EMPOWERS EXECUTIVE TO FIX EXPORT REBATES, REIMBURSEMENTS, AND DRAW-BACKS, TAKING INTO ACCOUNT CONDITIONS OF THE DOMESTIC MARKET AND UNCLASSIFIED

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FOREIGN MARKETS.

- G) AUTHORIZES EXECUTIVE TO ESTABLISH QUANTITATIVE RESTRICTIONS ON EXPORTS AND IMPORTS BASED ON SYSTEM OF PRIORITIES IT MAY ESTABLISH ON "REQUIREMENTS" OF EACH BRANCH OR INDUSTRIAL SECTOR AND WHETHER INDUSTRY IS OWNED BY NATIONAL OR FOREIGN CAPITAL.

4. LAW LISTS CERTAIN CATEGORIES OF ITEMS EXEMPT FROM REQUIREMENT THAT ALL IMPORTS PAY MAXIMUM DUTIES ESTABLISHED IN THE CUSTOMS TARIFF. AMONG THESE EXEMPTIONS ARE PRODUCTS NEGOTIATED IN LAFTA AND IN GATT AND ITEMS FOR DEFENSE FORCES AND DEFENSE INDUSTRIES.

5. LAW PROVIDES FOR PARTICIPATION IN ITS APPLICATION BY ADVISORY COMMISSIONS TO BE COMPOSED: ONE-THIRD GOVERNMENT, ONE-THIRD LABOR, AND ONE-THIRD "REPRESENTATIVES OF CENTRAL ORGANIZATIONS OF INDUSTRIAL ENTERPRISES OF NATIONAL CAPITAL".

6. COMMENTS WILL FOLLOW IN SEPTEL.
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Message Attributes

Automatic Decaptoning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: TRADE LAW, TRADE PROTECTIONISM, TRADE CONTROLS
Control Number: n/a
Copy: SINGLE
Draft Date: 02 NOV 1973
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1973BUENOS07983
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: n/a
From: BUENOS AIRES
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1973/newtext/t19731159/aaaabrlg.tel
Line Count: 131
Locator: TEXT ON-LINE
Office: ACTION ARA
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators:
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: kelleyw0
Review Comment: n/a
Review Content Flags:
Review Date: 30 OCT 2001
Review Event:
Review Exemptions: n/a
Review History: RELEASED <30-Oct-2001 by damankm0>; APPROVED <20 FEB 2002 by kelleyw0>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: NEW LAW ON ARGENTINE TRADE POLICY.
TAGS: ETRD, ELAB, AR
To: STATE
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005